

Seiplier v. Cundiff, et al.
Case No. 08 CV 50257

Exhibit D

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
WESTERN DIVISION

ZANE SEIPLER,)
)
Plaintiff,)
)
vs.) No. 08 CV 50257
)
CAPTAIN ANTON CUNDIFF;)
LIEUTENANT JOHN MILLER)
#1431; LIEUTENANT WILLIAM)
LUTZ; SERGEANT POPOVITS;)
KATHLEEN SIETH; KEITH)
NYGREN, individually and)
in his official capacity)
as SHERIFF OF McHENRY)
COUNTY; and the COUNTY OF)
McHENRY,)
)
Defendants.)

The deposition of DEPUTY JEREMY BRUKETTA,
called by the Plaintiff for examination, taken pursuant
to notice and pursuant to the Federal Rules of Civil
Procedure for the United States District Courts
pertaining to the taking of depositions, taken before
Kara L. Grubbs, Certified Shorthand Reporter, and Notary
Public, at 550 East Devon, Suite 150, Itasca, Illinois,
commencing at 10:00 a.m. on the 7th day of December,
A.D., 2010.

1 (A short break was had.)

2 BY MR. HORWITZ:

3 Q. All right. Here's an example of information I
4 received from the County with regards to stops that you
5 generated in 2008, okay?

6 A. Okay.

7 Q. And looking at it by date, do you think
8 that -- Okay. You've expressed that you were using a
9 method to discern race which is one where in 2008 you
10 weren't going to ask somebody their race, but if they
11 told you they were Hispanic you would put it down;
12 otherwise, with regards to Hispanics, you would either
13 indicate they're Caucasian -- or, actually, you would
14 just indicate they're Caucasian unless they told you
15 otherwise; is that basically it?

16 A. Yes.

17 Q. So I'm going to give you some names here based
18 upon data that I've received, and I'm representing to
19 you under oath this is data that I've received from the
20 County. I haven't altered the data at all other than
21 organized it, okay?

22 A. Okay.

23 Q. So tell me if these individuals fall within
24 that method you just used.

(Discussion off the record.)

BY MR. HORWITZ:

Q. Here are the names. Ready? January 5th, 2008, Noe Miranda.

Do you think that person may fit within that paradigm that you just mentioned?

MR. BALOGH: I'm just going to make a standing objection to the extent that this calls for speculation, if you're asking him to remember what he did in this case January 5th, 2008.

BY MR. HORWITZ:

Q. I'm not.

Let's do it this way: Does Noe Miranda sound like a Hispanic name to you?

A. Yeah.

Q. How about Alysia Zaba?

A. Yes.

Q. Mota Salvador?

A. Yes.

Q. Gerrardo O'Campo?

A. Yes.

Q. Anastasia Cotto?

A. Yes.

Q. Alfonso Albarca?

(Discussion off the record.)

BY MR. HORWITZ:

Q. Here are the names. Ready? January 5th, 2008, Noe Miranda.

Do you think that person may fit within that paradigm that you just mentioned?

MR. BALOGH: I'm just going to make a standing objection to the extent that this calls for speculation, if you're asking him to remember what he did in this case January 5th, 2008.

BY MR. HORWITZ:

Q. I'm not.

Let's do it this way: Does Noe Miranda sound like a Hispanic name to you?

A. Yeah.

Q. How about Alysia Zaba?

A. Yes.

Q. Mota Salvador?

A. Yes.

Q. Gerrardo O'Campo?

A. Yes.

Q. Anastasia Cotto?

A. Yes.

Q. Alfonso Albarca?

1 A. Yes.

2 Q. Marco Gonzalez?

3 A. Yes.

4 Q. Hermen Gildotellez?

5 A. Yes.

6 Q. Ricardo Reyes?

7 A. Yes.

8 Q. Raul Sanchez?

9 A. Yes.

10 Q. Jesus Flores?

11 A. Yes.

12 Q. Victor Sotres?

13 A. Yes.

14 Q. Anna Palmer?

15 A. Yes.

16 Q. Hermen Platello?

17 A. Yes.

18 Q. Juan Garza?

19 A. Yes.

20 Q. Omar Nunez?

21 A. Yes.

22 Q. Jose Tellas?

23 A. Yes.

24 Q. Roberto Solano?

1 A. Yes.

2 Q. Jose Rojas?

3 A. Yes.

4 Q. Edgar Estrada?

5 A. Yes.

6 Q. Cesar Salas?

7 A. Yes.

8 Q. Hector Scavarios?

9 A. Yes.

10 Q. Arthur Vasquez?

11 A. Yes.

12 Q. Enrique Mora?

13 A. Yes.

14 Q. Now here's one, Emmanuel Gonzalez. It's
15 indicated Hispanic, which would suggest that you wrote
16 down Hispanic on the ticket.

17 Does that mean that you had a conversation
18 with him where he told he was Hispanic or something like
19 that?

20 A. It's from May of '08. I have no idea. I'm
21 assuming that we had a discussion at some point, yeah.

22 Q. All right. And the same would apply to
23 Elcutterio Escobar?

24 A. Yes.

1 Q. And Hubana -- Okay. And so that means --
2 They're both indicated Hispanic, which would suggest to
3 you that it was proffered by them, the information came
4 from them that they're Hispanic, right?

5 A. At some point.

6 Q. Hubana Hernandez --

7 A. Yes.

8 Q. -- Hispanic name?

9 A. Yes.

10 Q. Juan Paredes, Hispanic name?

11 A. Yes.

12 Q. Magdalena Radilla, Hispanic name?

13 A. Yes.

14 Q. Leticia Guajardo, Hispanic name?

15 A. Yes.

16 Q. And -- We'll go to the next one. Antonio
17 Guaderrama?

18 A. Yes.

19 Q. Edgar Herrera?

20 A. Yes.

21 Q. Jose Nunez?

22 A. Yes.

23 Q. Gerrardo Maldonado?

24 A. Yes.

1 Q. Steven Espinosa?

2 A. Yes.

3 Q. Lidia Sanchez?

4 A. Yes.

5 Q. Here it is, a Hispanic reference that would

6 suggest that that information was proffered to you by

7 Lidia Sanchez?

8 A. Yes.

9 Q. Cynthia Abriano?

10 A. Yes.

11 Q. Joshua Espinosa?

12 A. Yes.

13 Q. Sharon Gonzalez?

14 A. Yes.

15 Q. Pisala Villanueva?

16 A. Yes.

17 Q. Sergio Reda?

18 A. Yes.

19 Q. Roberto Gonzalez?

20 A. Yes.

21 Q. Anthony Quintana?

22 A. Yes.

23 Q. Elizelda Velasquez?

24 A. Yes.

1 Q. Rogelio Hernandez?

2 A. Yes.

3 Q. Tony Gutierrez?

4 A. Yes.

5 Q. Alexia Gonzalez?

6 A. Yes.

7 Q. Gabriel Diaz?

8 A. Yes.

9 Q. Marselo Garduno?

10 A. Yes.

11 Q. Alex Hernandez?

12 A. Yes.

13 Q. Roma Ojella?

14 A. Yes.

15 Q. Vanesio Solates?

16 A. Yes.

17 Q. Rachel Hernandez?

18 A. Yes.

19 Q. Javier Nuncio?

20 A. Yes.

21 Q. Cantino Osidio?

22 A. Yes.

23 Q. Mark Martinez?

24 A. Yes.

1 Q. Panteneo Gonzalez?

2 A. Yes.

3 Q. I'm skipping this one. You put down Native
4 American for Ronald Rios.

5 Next is Luis Contreras?

6 A. Yes.

7 Q. Fidel Sanchez?

8 A. Yes.

9 Q. Jerry Guzman?

10 A. Yes.

11 MR. BALOGH: Just for the record, there was one,
12 Pedro Sorreno shows Hispanic. You asked him about that
13 one.

14 MR. HORWITZ: All right. I wasn't trying to -- If
15 I skip one, I mean, if you see me skip one, let me know.

16 MR. BALOGH: Also, for the record, just so I'm
17 clear, these were all stops that resulted in warnings;
18 is that correct?

19 MR. HORWITZ: Actually, you're right, those were
20 warnings; that's correct. Now let's go for the
21 citations.

22 We can take a break for a sec. Off the
23 record.

24

1 (Discussion off the record.)

2 BY MR. HORWITZ:

3 Q. All right, back on. We're going on to
4 citations now.

5 All right. Would you agree that the following
6 individuals to which, pursuant to the documents I
7 received from the defendants, citations were issued by
8 you are Hispanic. Ready?

9 A. Yes.

10 Q. Alfonso Ayala-Silva?

11 A. Yes.

12 MS. BARTON: I'm going to object. Do you mean are
13 Hispanic or sound Hispanic?

14 MR. HORWITZ: Sound Hispanic based on name.

15 BY MR. HORWITZ:

16 Q. Ajello Alfonso?

17 A. Yes.

18 Q. Pisala Villanueva?

19 A. Yes.

20 Q. Daniel Mendoza?

21 A. Yes.

22 Q. Omar Gonzalez?

23 A. Yes.

24 Q. Rebecca Rojas?

1 A. Yes.

2 Q. Nari Veranas?

3 A. Yes.

4 Q. Luisia Sodell?

5 A. Yes.

6 Q. And you recognize these are all citations,

7 right?

8 A. Yes.

9 Q. Sarnie Coliflores?

10 A. Yes.

11 Q. Hyme Diaz?

12 A. Yes.

13 Q. Nashia Lopez?

14 A. Yes.

15 Q. Jay Sanchez?

16 A. Yes.

17 Q. Jubena Salcedo?

18 A. Yes.

19 Q. Aureliano Perez?

20 A. Yes.

21 Q. Elena Larco?

22 A. Yes.

23 Q. Sandra Lopez?

24 A. Yes.

1 Q. Mario Escandon?

2 A. Yes.

3 Q. Asidrio Perez Armador?

4 A. Yes.

5 Q. Victor Otto?

6 A. Yes.

7 Q. Elmo Martinez?

8 A. Yes.

9 Q. Victor Vasquez?

10 A. Yes.

11 Q. Veteza Raul?

12 A. Yes.

13 Q. Ricardo Hernandez?

14 A. Yes.

15 Q. Roberto Lara?

16 A. Yes.

17 Q. Maria Miranda?

18 A. Yes.

19 Q. I'm not going to distinguish -- We've already

20 gone through why they're marked as Hispanic.

21 A. Yes.

22 Q. All right. David Rodriguez?

23 A. Yes.

24 Q. Enrique Gutierrez?

1 A. Yes.

2 Q. Freddy -- This is -- Well, let's assume his
3 name is Freddy Torres-Landro.

4 A. Yes.

5 Q. Pablo Toxquizavala?

6 A. Yes.

7 Q. Jose Aguire?

8 A. Yes.

9 Q. Diemo Lando Wanda (phonetic)?

10 A. Yes.

11 Q. Tom Maldonado?

12 A. Yes.

13 Q. Jose Peralta?

14 A. Yes.

15 Q. Sonida Gomez?

16 A. Yes.

17 Q. Maria Palau?

18 A. Yes.

19 Q. Ricardo Reyes?

20 A. Yes.

21 Q. Santello Cabo?

22 A. Yes.

23 Q. Nalo Tapia?

24 A. Yes.

1 Q. Arcangel Solis?
2 A. Yes.
3 Q. Carmelana Murrieta?
4 A. Yes.
5 Q. Miguel Detwa?
6 A. Yes.
7 Q. Rubin Achule?
8 A. Yes.
9 Q. Cortensia Slotero Jimenez?
10 A. Yes.
11 Q. Antonio Figueroa?
12 A. Yes.
13 Q. Juan Arellano?
14 A. Yes.
15 Q. Jose Delahoya?
16 A. Yes.
17 Q. Marial Canales?
18 A. Yes.
19 Q. Joseph Troha?
20 A. Yes.
21 Q. Jimmy Mendoza?
22 A. Yes.
23 Q. Julia Martinez?
24 A. Yes.

1 Q. Elise Martinez?

2 A. Yes.

3 Q. Cristian Ortiz-Flores?

4 A. Yes.

5 Q. Mariana Judo?

6 A. Yes.

7 Q. Jimiana Pesota?

8 A. Yes.

9 Q. Abigail Cisneros?

10 A. Yes.

11 Q. Juan Sophia?

12 A. Yes.

13 Q. Neta Movina?

14 A. Yes.

15 Q. Nimon Diaz?

16 A. Yes.

17 Q. Bernardo Esquivel?

18 A. Yes.

19 Q. Hispana Monosuma?

20 A. Yes.

21 Q. Ximena Pesada?

22 A. Yes.

23 Q. Abigail Cisneros?

24 A. Yes.

1 Q. Juan Sophia?
2 A. Yes.
3 Q. Yelena Rubina?
4 A. Yes.
5 Q. Noman Diaz?
6 A. Yes.
7 Q. Bernardo Escobar?
8 A. Yes.
9 Q. Tusana Monosuma?
10 A. Yes.
11 Q. Hiyo Hernandez?
12 A. Yes.
13 Q. Jose Bernal?
14 A. Yes.
15 Q. Rosalva Cortes?
16 A. Yes.
17 Q. Peter Papas?
18 A. Yes.
19 Q. Virginia Meycada?
20 A. Yes.
21 Q. Porse Benan Mohida?
22 A. Yes.
23 Q. Rolando Garcia?
24 A. Yes.

1 Q. Carlos Luna?
2 A. Yes.
3 Q. Elena Ramirez?
4 A. Yes.
5 Q. Ontomo Sarrez?
6 A. Yes.
7 Q. Reynaldo Fernandez-Cardenas?
8 A. Yes.
9 Q. Daisy Cazares?
10 A. Yes.
11 Q. Jose Meleo?
12 A. Yes.
13 Q. Alhaheim Meleo?
14 A. Yes.
15 Q. JG Corona?
16 A. Yes.
17 Q. Fernando Rodriguez?
18 A. Yes.
19 Q. Victor Correa?
20 A. Yes.
21 Q. Rosita Shivedo?
22 A. Yes.
23 Q. Maria Garcia?
24 A. Yes.

1 Q. Manuel Aguilar-Rodriguez?

2 A. Yes.

3 Q. Herminia Contreras?

4 A. Yes.

5 Q. Eberth Vargas?

6 A. Yes.

7 Q. Carlos Martinez?

8 A. Yes.

9 Q. Martha Lopez?

10 A. Yes.

11 Q. Jose Salas?

12 A. Yes.

13 Q. Carlos Gonzalez-Ortiz?

14 A. Yes.

15 Q. Adelle Sanchez?

16 A. Yes.

17 Q. Raul Aburto?

18 A. Yes.

19 Q. Haiman Rodriguez?

20 A. Yes.

21 Q. Robert Mondragon?

22 A. Yes.

23 Q. Okay. Now, let me ask you a question. If

24 these individuals, for example, like the types of

1 A. That's on a data sheet, not on the front of
2 the citation.

3 Q. So -- Okay. The information on the data
4 sheet, was it your understanding that that information
5 on the data sheet was under oath?

6 A. Yes.

7 Q. So with regards to the citations or the
8 warnings, it was your understanding that the information
9 that you indicated attributable to the race of the
10 driver was under oath; is that correct?

11 A. Yes.

12 Q. And with reference to the race, we're talking
13 about the box that is checked that we've looked at in
14 this deposition; is that correct?

15 A. Yes.

16 Q. So just -- I'll take this for a sec. Let's
17 take a look now at some other names, okay.

18 Is it accurate to say -- I'll give you a list
19 of names. This is from 2007. I'm going to ask you if
20 these people seem like their names are Hispanic, okay?

21 A. Okay.

22 Q. Jose Rodriguez?

23 A. Yes.

24 Q. Rashesh Odedra?

1 A. Yes.

2 Q. Daniel Espinosa?

3 A. Yes.

4 Q. Isabel Rojas?

5 A. Yes.

6 Q. Maria Espinosa?

7 A. Yes.

8 Q. Valeria Vargas?

9 A. Yes.

10 Q.

11 A. Yes.

12 Q. Quick?

13 A. Yes.

14 Q. Pedro Hernandez?

15 A. Yes.

16 Q. Ricardo Mendes?

17 A. Yes.

18 Q. Santos?

19 A. Yes.

20 Q. Raphael Romo?

21 A. Yes.

22 Q. Gama Miguel Mendes Ortega?

23 A. Yes.

24 Q. Consuelo Marquez?

1 A. Yes.

2 Q. Martin Herederra?

3 A. Yes.

4 Q. Benjamin Somajon?

5 A. Yes.

6 Q. William Ala Gortez?

7 A. Yes.

8 Q. Galileo Mario?

9 A. Yes.

10 Q. Armadillo Escobar?

11 A. Yes.

12 Q. Santos Mendoza?

13 A. Yes.

14 Q. Marsal Delgado Vasquez?

15 A. Yes.

16 Q. Christina Hernandez?

17 A. Yes.

18 Q. Raphael Alonso?

19 A. Yes.

20 Q. Hector Melasco?

21 A. Yes.

22 Q. Arturo Scidele?

23 A. Yes.

24 Q. Juan Guzman?

1 A. Yes.

2 Q. Rufo Ortiz?

3 A. Yes.

4 Q. Victor Nova?

5 A. Yes.

6 Q. Ismarel Marotine?

7 A. Yes.

8 Q. Bernardo Gartun?

9 A. Yes.

10 Q. Jose Perez?

11 A. Yes.

12 Q. Victor Ortega?

13 A. Yes.

14 Q. Ajel Cordoso?

15 A. Yes.

16 Q. David Salgado?

17 A. Yes.

18 Q. Herberto Avilla?

19 A. Yes.

20 MS. BARTON: Are these from 2007?

21 MR. HORWITZ: Uh-huh. Yes. I'm sorry. I'm not

22 supposed to say uh-huh; yes or no.

23 BY MR. HORWITZ:

24 Q. I'm going to ask you to take a look at --

1 What's next, group? Tell me if these names sound
2 Hispanic to you.

3 A. Yes.

4 Q. Maria Carhuana?

5 A. Yes.

6 Q. Miguel Carbajel?

7 A. Yes.

8 Q. Felix Salas?

9 A. Yes.

10 Q. Juan Guzman?

11 A. Yes.

12 Q. Anthony Aquila?

13 A. Yes.

14 Q. Sergio Contreras?

15 A. Yes.

16 Q. Maria Lopez?

17 A. Yes.

18 Q. Jose Rodriguez?

19 A. Yes.

20 Q. Barbara Gonuicos?

21 A. Yes.

22 Q. Edgar Lotapia?

23 A. Yes.

24 Q. Dora Secarilla?

1 A. Yes.

2 Q. Debra Rodriguez?

3 A. Yes.

4 Q. Maricio Garcia?

5 A. Yes.

6 Q. Carlos Nunez?

7 A. Yes.

8 Q. Frank Niaryel?

9 A. Yes.

10 Q. Miguel Herrera?

11 A. Yes.

12 Q. Maria Ortiz?

13 A. Yes.

14 Q. Centrero Almangado Lopez?

15 A. Yes.

16 Q. Alfredo Mendoza?

17 A. Yes.

18 Q. Roman Angalla Diaz?

19 A. Yes.

20 Q. Alejandro Rodriguez?

21 A. Yes.

22 Q. Daniel Muriel?

23 A. Yes.

24 Q. Hector Salazar?

1 A. Yes.

2 Q. Margarita Fuentes?

3 A. Yes.

4 Q. Antonio Gonzalez?

5 A. Yes.

6 Q. Carmen Diaz?

7 A. Yes.

8 Q. Leticia Torento?

9 A. Yes.

10 Q. Cynthia Morales?

11 A. Yes.

12 Q. Ramone Maldonado?

13 A. Yes.

14 Q. Ramone Burrero?

15 A. Yes.

16 Q. George Ramirez?

17 A. Yes.

18 Q. Nicholas Dion Beldusa?

19 A. Yes.

20 Q. Jorge Morales Luna?

21 A. Yes.

22 Q. Garcia Hernandez?

23 A. Yes.

24 Q. Raul Gonzalez?

1 A. Yes.

2 Q. Marian Bera?

3 A. Yes.

4 Q. Juan Carmuel?

5 A. Yes.

6 MR. HORWITZ: I need about three minutes, please.

7 (Discussion off the record.)

8 BY MR. HORWITZ:

9 Q. All right. You see that we have an August 14,
10 2007, arrest of Santos Lorenzo. This is by you. And
11 you see on the back of the ticket there's a reference to
12 him being Hispanic?

13 A. Correct.

14 Q. And back on the ticket where it says race, for
15 Santos Lorenzo is an example of what is -- You've
16 identified before as being under oath as to the
17 checkmark for race on a citation; is that correct?

18 A. Correct.

19 Q. And you did hundreds and hundreds of these in
20 2008, would you agree? Not hundreds and hundreds of
21 Hispanics, but hundreds and hundreds of tickets which
22 contain the racial profiling data on the back of the
23 ticket, correct?

24 A. Yes.

1 individual tells me that their mother or father,
2 whoever, is Hispanic. I had one gentleman that had told
3 me that because he stayed here to raise his kid, and
4 that's how I'd end up knowing if they were Hispanic or
5 not.

6 Q. On all the individuals to whom you gave
7 traffic citations, did you ask them the race of their
8 parents?

9 A. No, I'm not allowed to ask them their race.

10 Q. So you're talking about one scenario out of
11 the hundreds and hundreds of tickets you did in 2008
12 wherein somebody provided you information attributable
13 to their parents' race?

14 A. I don't understand.

15 Q. I don't understand why you just gave that one
16 example about that one person. What was the purpose of
17 that?

18 A. Because you asked me if I asked somebody their
19 race.

20 Q. All right, let's back up. 2008 you're writing
21 out the back of traffic citations, you're indicating the
22 race of individuals.

23 How is it that you ascertained the race of
24 those individuals for purposes of racial profile data

1 generation?

2 A. I mark them down as -- If they had a Mexican
3 tone, I'd mark them down as Whites; if they're black,
4 obviously they're Black; if it came up in conversation,
5 like I just stated the example to you that I remember
6 one individual, specifically, told me that -- I can't
7 remember if it was the mother or father, was Hispanic,
8 and he stayed here to raise his kid. I'd mark him down
9 as Hispanic because, obviously, he told me what his race
10 was.

11 Q. That's what you did in 2008, light skin tone,
12 White; dark skin tone, African American?

13 A. If they're -- Yes, if they're African
14 American, African American, obviously.

15 Q. How would you figure out if somebody's African
16 American?

17 A. If they have black skin, they're African
18 American.

19 Q. And how would you ever figure out whether or
20 not somebody's Hispanic in 2008 other than that one
21 scenario where you mentioned that somebody told you that
22 their parents were Hispanic?

23 A. That's -- I don't have any other scenario, I'm
24 just -- that was an example.

1 Q. Tell me how in 2008 you were figuring out
2 whether or not people were Hispanic that you were
3 pulling over and giving citations to.

4 A. That's the only example I can think of.

5 Q. All right. So let's try it again. In 2008
6 tell me what you would do to figure out whether or not
7 an individual was Hispanic and, therefore, take that
8 information and check off the back of the ticket
9 identifying the person as Hispanic.

10 A. If it came up during conversation, if it came
11 up when we were, you know, by the booking at the jail,
12 whatever. There's obviously a long time when we're
13 between the traffic stop and getting back to the jail
14 where there's time to talk, and that's when I would
15 appropriately mark what I thought was appropriate to
16 mark on the back of the ticket.

17 Q. Okay. And what information would you use to
18 discern whether or not the person's Hispanic and,
19 therefore, mark Hispanic on the back of the ticket?

20 A. Like if we had a conversation, like I said.

21 Q. Anything else besides a conversation?

22 A. Not that I can think of.

23 Q. So for African Americans you know you can use
24 your eyes, look at their skin color, look at their

1 this deposition, but there's about 146 people going
2 south -- and I'll show them to you -- that you did not
3 mark as Caucasian, but in this deposition you've
4 indicated that the names I've named sound Hispanic. So
5 we're going to zip through that real quick, okay? So
6 let's take a look at it.

7 MS. BARTON: So, in other words, these are not all
8 of the citations he issued in 2008?

9 MR. HORWITZ: They are.

10 MS. BARTON: He issued a lot more --

11 MR. HORWITZ: Oh, that is correct, not all, that is
12 correct. I'm sorry, yes.

13 MR. BALOGH: These are --

14 MR. HORWITZ: All of these citations --

15 MS. BARTON: I'm saying these are not all of the
16 citations and warnings he issued in 2008.

17 MR. HORWITZ: But, remember, I haven't received
18 that from you guys?

19 MS. BARTON: Yes, you have. Remember, you --

20 MR. HORWITZ: No, I haven't.

21 MS. BARTON: I disagree.

22 MR. HORWITZ: You're wrong. Based on the research,
23 you're wrong.

24 MR. BALOGH: I'd like to ask a question so that I

1 understand what we're looking at. This is a list that
2 your office created based on information given to you by
3 the County which shows all of the citations written by
4 Officer Bruketta in 2008 or all of the stops by Officer
5 Bruketta in 2008 to persons with, apparently, Hispanic
6 surnames.

7 MR. HORWITZ: And that he's agreed to in the
8 deposition are Hispanic surnames.

9 MS. BARTON: That was my question. So these are
10 just the ones that you pulled out that appear to be
11 Hispanic surnames.

12 MR. HORWITZ: And that he's agreed to in the
13 deposition are Hispanic surnames.

14 MS. BARTON: That's fine.

15 BY MR. HORWITZ:

16 Q. All right. So we're going to zip through
17 them. I'll highlight the names. We're going to go
18 south now in this database here. We'll go from the
19 March 19th stop going south all the way to -- Let's see,
20 I don't want to do that. All the way to -- What do we
21 got here? It's not sorted.

22 So we're going to go from January 2nd, 2008,
23 and we're going to go all the way to December 31st,
24 okay? Apparently you were working December 31st. More